

APR 22 2010

PTO/SB/81A (12-08)

Approved for use through 11/30/2011. OMB 0651-0035

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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|  |                        |   |
|--|------------------------|---|
| <b>PATENT - POWER OF ATTORNEY<br/>OR<br/>REVOCATION OF POWER OF ATTORNEY<br/>WITH A NEW POWER OF ATTORNEY<br/>AND<br/>CHANGE OF CORRESPONDENCE ADDRESS</b> | Patent Number          | 7,524,854   |
|  | Issue Date             | 04/28/2009  |
|  | First Named Inventor   | Greiveldinger-Poenaru   |
|  | Title                  | Benzofuran Derivatives and Their Use in the Treatment of Microbial Infections |
|  | Attorney Docket Number | 10-171  |

I hereby revoke all previous powers of attorney given in the above-identified patent.

☐ A Power of Attorney is submitted herewith.

OR

☒ I hereby appoint Practitioner(s) associated with the following Customer Number as my/our attorney(s) or agent(s) with respect to the patent identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

20306

OR

☐ I hereby appoint Practitioner(s) named below as my/our attorney(s) or agent(s) with respect to the patent identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

| Practitioner(s) Name | Registration Number |
|----------------------|---------------------|
|                      |                     |
|                      |                     |
|                      |                     |
|                      |                     |

Please recognize or change the correspondence address for the above-identified patent to:

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OR

☐ Firm or Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

☐ Inventor, having ownership of the patent.

OR

☒ Patent owner.

Statement under 37 CFR 3.73(b) (Form PTO/SB/96) submitted herewith or filed on \_\_\_\_\_

## SIGNATURE of Inventor or Patent Owner

|                   |   |           |          |
|-------------------|---|-----------|----------|
| Signature         | <i>Jutta Heim</i>                             | Date      | 4.3.2010 |
| Name              | Jutta Heim                                    | Telephone |          |
| Title and Company | Chief Technology Officer of Evolva Holding SA |           |          |

NOTE: Signatures of all the inventors or patent owners of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ \*Total of 2 forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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APR 22 2010

PTO/SB/81A (12-08)

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| <b>PATENT - POWER OF ATTORNEY<br/>OR<br/>REVOCATION OF POWER OF ATTORNEY<br/>WITH A NEW POWER OF ATTORNEY<br/>AND<br/>CHANGE OF CORRESPONDENCE ADDRESS</b> | Patent Number          | 7,524,854   |
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|  | First Named Inventor   | Greiveldinger-Poenaru   |
|  | Title                  | Benzofuran Derivatives and Their Use in the Treatment of Microbial Infections |
|  | Attorney Docket Number | 10-171  |

I hereby revoke all previous powers of attorney given in the above-identified patent.

☐ A Power of Attorney is submitted herewith.

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☒ I hereby appoint Practitioner(s) associated with the following Customer Number as my/our attorney(s) or agent(s) with respect to the patent identified above, and to transact all business in the United States Patent and Trademark Office connected therewith:

20306

OR

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| Practitioner(s) Name | Registration Number |
|----------------------|---------------------|
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☐ Firm or  
Individual Name

Address

City

State

Zip

Country

Telephone

Email

I am the:

☐ Inventor, having ownership of the patent.

OR

☒ Patent owner.

Statement under 37 CFR 3.73(b) (Form PTO/SB/96) submitted herewith or filed on

SIGNATURE of Inventor or Patent Owner

|                   |  |           |                |
|-------------------|--|-----------|----------------|
| Signature         | <i>J. Synnes Hansen</i>                      | Date      | 1 Mar 2010     |
| Name              | Jakob Synnes Hansen                          | Telephone | 41 61 485 2034 |
| Title and Company | Chief Financial Officer of Evolve Holding SA |           |                |

NOTE: Signatures of all the inventors or patent owners of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.

☒ Total of 2 forms are submitted.

This collection of information is required by 37 CFR 1.31, 1.32 and 1.33. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 3 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/96 (07-08)

Approved for use through 07/31/2012. OMB 0851-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**STATEMENT UNDER 37 CFR 3.73(b)**Applicant/Patent Owner: Greiveldinger-Poenaru et al.Application No./Patent No.: 7,524,854 Filed/Issue Date: 04/28/2009Entitled: BENZOFURAN DERIVATIVES AND THEIR USE IN THE TREATMENT OF MICROBIAL INFECTIONSEVOLVA SA, a private limited Swiss company

(Name of Assignee)

(Type of Assignee, e.g., corporation, partnership, university, government agency, etc.)

states that it is:

1. ☒ the assignee of the entire right, title, and interest in;
2. ☐ an assignee of less than the entire right, title and interest in  
(The extent (by percentage) of its ownership interest is \_\_\_\_\_ %); or
3. ☐ the assignee of an undivided interest in the entirety of (a complete assignment from one of the joint inventors was made)

in the patent application/patent identified above by virtue of either:

- A. ☐ An assignment from the inventor(s) of the patent application/patent identified above. The assignment was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

OR

- B. ☒ A chain of title from the inventor(s), of the patent application/patent identified above, to the current assignee as follows:

1. From: inventors To: Arpida AGThe document was recorded in the United States Patent and Trademark Office at Reel 022087, Frame 0659, or for which a copy thereof is attached.2. From: Arpida AG To: Evolva SA

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

3. From: \_\_\_\_\_ To: \_\_\_\_\_

The document was recorded in the United States Patent and Trademark Office at Reel \_\_\_\_\_, Frame \_\_\_\_\_, or for which a copy thereof is attached.

☐ Additional documents in the chain of title are listed on a supplemental sheet(s).

- ☒ As required by 37 CFR 3.73(b)(1)(i), the documentary evidence of the chain of title from the original owner to the assignee was, or concurrently is being, submitted for recordation pursuant to 37 CFR 3.11.

[NOTE: A separate copy (i.e., a true copy of the original assignment document(s)) must be submitted to Assignment Division in accordance with 37 CFR Part 3, to record the assignment in the records of the USPTO. See MPEP 302.08]

The undersigned (whose title is supplied below) is authorized to act on behalf of the assignee.

Signature

Emily Miao, Reg. No. 35285

Printed or Typed Name

April 21, 2010

Date

Attorney of record

Title

This collection of information is required by 37 CFR 3.73(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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## English Language Translation

## Commercial Register of the Canton of Basel-Landschaft – Main Register

| Company No.        | Legal Nature       | Entry           | Deletion | Carryover from: to: | I |
|--------------------|--------------------|-----------------|----------|---------------------|---|
| CH-280.3.000.550-0 | Aktiengesellschaft | August 18, 1997 |          |                     | 1 |

All entries. [E = Entry, D = Deletion]

| E  | D  | Company                                  | Ref | Headquarters |
|----|----|--|-----|--------------|
| 1  |    | Arpida                                   | 1   | Münchenstein |
| 2  | 32 | ARPIDA AG                                | 20  | Reinach BL   |
| 2  |    | (ARPIDA SA) (ARPIDA LTD)                 |     |              |
| 32 |    | Evolva Holding SA                        |     |              |
| 32 |    | (Evolva Holding AG) (Evolva Holding LTD) |     |              |

| Ref | Share Capital (CHF) | Paid-Up Capital (CHF) | Share Division  | Ref | Company Address     |
|-----|---------------------|-----------------------|---|-----|---------------------|
| 1   | 100,000.            | 100,000.              | 10,000 registered shares at CHF 10  | 1   | Dammstrasse 36      |
| 2   | 336,000             | 336,000               | 10,000 registered shares at CHF 10 and 23,600 registered shares at CHF 10 (preferred shares)  | 20  | 4142 Münchenstein   |
| 6   | 463,350.            | 463,350.              | 10,000 registered shares at CHF 10 and 36,335 registered shares at CHF 10 (preferred shares)  |     | Duggingerstrasse 23 |
| 7   | 466,600             | 466,600.              | 10,225 registered shares at CHF 10 and 36,335 registered shares at CHF 10 (preferred shares)  |     | 4153 Reinach        |
| 8   | 1,022,170           | 1,022,170             | 10,225 registered shares at CHF 10 36,335 registered shares at CHF 10 (preferred shares-A) and 55,557 registered shares at CHF 10 (preferred shares-B)  |     |                     |
| 12  | 1,651,640           | 1,651,640             | 10,225 registered shares at CHF 10 36,335 registered shares at CHF 10 (preferred shares-A), 55,557 registered shares at CHF 10 (preferred shares-B) and 62,947 registered shares at CHF 10 (preferred shares-C) |     |                     |
| 13  |                     |                       | 316,350 registered shares at CHF 0.20 1,816,750 registered shares at CHF 0.20 (preferred shares-A)  |     |                     |
|     |                     |                       | 2,777,850 registered shares at CHF 0.20 (preferred shares-B) and 3,147,350 registered shares at CHF 0.20 (preferred shares-C)   |     |                     |
| 14  | 1,800,115.80        | 1,800,115.80          | 516,350 registered shares at CHF 0.20 1,816,750 registered shares at CHF 0.20 (preferred shares-A)  |     |                     |
|     |                     |                       | 2,777,850 registered shares at CHF 0.20 (preferred shares-B) and 3,934,720 registered shares at CHF 0.20 (preferred shares-C)   |     |                     |
| 15  | 2,194,391.80        | 2,194,391.80          | 577,600 registered shares at CHF 0.20 1,816,750 registered shares at CHF 0.20 (preferred shares-A)  |     |                     |
|     |                     |                       | 2,777,850 registered shares at CHF 0.20 (preferred shares-B) and 5,799,750 registered shares at CHF 0.20 (preferred shares-C)   |     |                     |
| 18  | 3,274,391.80        | 3,274,391.80          | 16,371,050 registered shares at CHF 0.20  |     |                     |
| 22  | 3,614,391.80        | 3,614,391.80          | 18,071,050 registered shares at CHF 0.20  |     |                     |
| 23  | 3,778,848.40        | 3,778,848.40          | 18,883,233 registered shares at CHF 0.20  |     |                     |
| 25  | 3,787,310.40        | 3,787,310.40          | 18,998,052 registered shares at CHF 0.20  |     |                     |
| 27  | 4,218,830.80        | 4,218,830.80          | 21,094,104 registered shares at CHF 0.20  |     |                     |
| 32  | 27,786,118.80       | 27,786,118.80         | 138,930,594 registered shares at CHF 0.20   |     |                     |
| Ref | PS Capital (CHF)    | Paid-Up Capital (CHF) | Participation Certificates  |     |                     |

| E  | D  | Purpose   | Ref | Postal Address          |
|----|----|---|-----|-------------------------|
| 1  | 32 | Research and development of medications, their marketing and all related activities.  |     | Postfach<br>8010 Zurich |
| 32 |    | The purpose of the company is the holding of ownership interests and the research and development of medications, their marketing, and related activities. The company can conduct any transactions directly or indirectly related to its purpose or to its investment of its funds. The company can establish branches within and outside the country, own shares of other companies, or merge with them. The company can acquire, hold, and sell real estate. |     |                         |

## Commercial Register of the Canton of Basel-Landschaft – Main Register

|                    |                   |            |   |
|--------------------|-------------------|------------|---|
| CH-280.3.000.555-0 | Evolve Holding SA | Reinach BL | 2 |
|--------------------|-------------------|------------|---|

All entries.

| E  | D  | Remarks   | Ref | Statute Date |
|----|----|---|-----|--------------|
| 1  | 8  | The company communicates with shareholders by letter or by publication in the SHAB (Swiss Commercial Register Office Gazette).<br>The statutes limit the ability to transfer registered shares. | 1   | 7/23/97      |
| 1  |    |   | 2   | 7/23/98      |
|    |    |   | 6   | 12/8/99      |
| 2  | 3  | Preferred shares grant privileges with respect to proceeds of liquidation according to the statutes.  | 7   | 6/26/00      |
|    |    |   | 8   | 9/20/00      |
| 3  | 8  | Preferred shares grant privileges with respect to proceeds of liquidation and with respect to new shares according to the statutes.   | 8   | 9/28/00      |
|    |    |   | 12  | 4/6/04       |
| 8  | 18 | The company communicates with shareholders by registered letter.  | 12  | 5/5/04       |
|    |    |   | 13  | 7/16/04      |
|    |    |   | 14  | 9/22/04      |
| 8  | 12 | Preferred shares A and B grant privileges with respect to proceeds of liquidation and with respect to new shares according to the statutes.   | 15  | 10/13/04     |
|    |    |   | 17  | 4/8/05       |
| 12 | 18 | Preferred shares A, B, and C grant privileges with respect to proceeds of liquidation and with respect to new shares according to the statutes.   | 18  | 4/8/05       |
|    |    |   | 18  | 5/3/05       |
| 18 |    | The company communicates with shareholders by publication in the SHAB.  | 20  | 7/19/06      |
|    |    |   | 22  | 3/22/07      |
| 27 |    | Approved increase in capital to the extent of CHF 111,610.40 and conditional increase in capital to the extent of CHF 111,610.40.   | 23  | 3/22/07      |
|    |    |   | 24  | 5/8/07       |
| 32 |    | With its decision of November 26, 2009, the general meeting introduced into the statutes a provisional capital increase and an approved capital increase according to designated transfer.      | 25  | 8/10/07      |
|    |    |   | 27  | 4/1/08       |
|    |    |   | 28  | 5/7/08       |
|    |    |   | 32  | 11/26/09     |
|    |    |   | 32  | 12/11/09     |

| E  | D | Special Circumstances   | Ref | Where Published |
|----|---|---|-----|-----------------|
| 1  | 2 | Planned matter of acquisition: After the founding, the company plans to acquire a patent relating to the identification and development of inhibitors of the bacterial phosphotransferase system (PTS) as an antibacterial compound and/or the rights and duties arising from a licensing contract pertaining to the development of the antibacterial compound K-1 at a price of no more than CHF 75,000.   | 1   | SHAB            |
| 2  |   | In realization of the intention, expressed at the time of the founding on July 23, 1997, the company acquires a patent pertaining to the identification and development of inhibitors of the bacterial phosphotransferase system (PTS) as an antibacterial compound and/or the rights and duties arising from a licensing contract pertaining to the development of the antibacterial compound K-1 at a price of CHF 106,000.   |     |                 |
| 15 |   | Investment in kind: As part of the capital increase of October 13, 2004 and according to the investment in kind contracts of October 8, 11, 12, and 13, 2004, the company acquires a total of 4,311,583 registered shares at DKK 1.00 of "Combio A/S" in Copenhagen (Denmark), for which 1,865,030 registered shares are issued at CHF 0.20 (preferred shares C).   |     |                 |
| 25 |   | Investment in kind: As part of the capital increase of August 10, 2007 and according to the investment in kind contracts of August 10, 2007, the company acquires 108,751 registered shares at CHF 1.00 and 200,000 registered shares A at CHF 1.00 (preferred shares) of "TLT Medical Ltd" in Reinach BL (CH-280.3.006.432-0) at the price of CHF 2,018,252.20, for which 52,820 registered shares are issued at CHF 0.20 and CHF 2,007,688.20 are credited as a gift to the reserves. Upon fulfillment of certain conditions, additional payments are due to the investors in a maximum amount of CHF 55,000,000. |     |                 |
| 32 |   | Investment in kind: As part of the regular capital increase of December 11, 2009 and according to the investment in kind contract of December 11, 2009, the company acquires a total of 318,477 registered shares at CHF 20.00 of "Evolve AG" in Affolternwil (CH-170.3.027.314-6), for which 117,836,490 registered shares at CHF 0.20 are issued.   |     |                 |

| E | D | Subsidiary | E | D | Subsidiary | E | D | Subsidiary | E | D | Subsidiary |
|---|---|------------|---|---|------------|---|---|------------|---|---|------------|
|   |   |            |   |   |            |   |   |            |   |   |            |



| E  | C  | D   | Personal Data  | Function | Signature Type         |
|----|----|-----|--|----------|------------------------|
| 19 |    | 32  | Stokun, Madina, of Basel and Bleienbach, in Wittenwil          |          | no-signatory-power     |
| 20 |    | 28m | Rath, Dr. Jürgen, German citizen, in Vandœuvre                 | member   | joint-signature-of-two |
| 20 |    | 21m | Groiveldinger, Guy, citizen of Luxembourg, in Rhodt-Weiden     |          | no-signatory-power     |
|    | 21 | 24  | Carlson, Dr. Søren Knud, Danish citizen, in Birkedal (DK)      | member   | no-signatory-power     |
|    | 21 | 28  | Chen, Dr. Nam Hai, citizen of Singapore, in New York (US)      | member   | joint-signature-of-two |
| 21 |    | 31  | Hedberg, Dr. Paul, of Suhr in Biel-Benken                      |          | joint-signature-of-two |
|    | 21 | 31  | Laesche, Dr. Sergio, Italian citizen, in Reimsch-GB            |          | joint-signature-of-two |
|    | 21 | 26m | Groiveldinger, Dr. Guy, citizen of Luxembourg, in Rhodt-Weiden |          | no-signatory-power     |
| 24 |    | 32m | Pettigrew, Michel, Canadian citizen, in Le Grand-Saconnay      | member   |                        |



## Commercial Register of the Canton of Basel-Landschaft- Main Register

| CH-200.3.00.550-0 |    |     | Evolve Holding SA  |                    | Reinach BL             | 4 |
|-------------------|----|-----|--|--------------------|------------------------|---|
| All entries       |    |     |  |                    |                        |   |
| B                 | C  | D   | Personal Data  | Function           | Signature Type         |   |
|                   | 24 | 28m | tolani, Dr. Khalid, British and Italian citizen, in Reinach BL | chairman of the CL | joint signature of two |   |
|                   | 26 | 32  | Grob, Gtinger, Dr. Guy, citizen of Luxembourg, in Reinach BL  | vice-director      | joint signature of two |   |
| 28                | 28 | 30  | tolani, Dr. Khalid, British and Italian citizen, in Reinach BL | member             | joint signature of two |   |
|                   | 32 | 32  | Schreyer, Elmar, of St. Gallen, in Mont-sur-Rolle              | member             | no-signatory power     |   |
| 28                | 28 | 32  | Reiter, Dr. Jrgen, German citizen, in Vorderruefen            | chairman of the CL | joint signature of two |   |
| 29                | 31 | 31  | Reischle, Susanna, of Bschwil, in Aeschwil                    |                    | joint signature of two |   |
| 29                | 32 | 32  | Wiesmann, Sabine, German citizen, in Hofstetten-GO             |                    | joint signature of two |   |
| 32                |    |     | Schliel, Prof. Dr. Brich, German citizen, in Otterslo (DE)    | president          | joint signature of two |   |
| 32                |    |     | Goldsmith, Neil, British citizen, in Delemont                  | delegate           | joint signature of two |   |
| 32                | 32 |     | Lamotte, Dr. Andre, of Basel, in Zug                           | member             | joint signature of two |   |
|                   |    |     | Mallat Jacques, French citizen, in Fourqueux (FR)              | member             | joint signature of two |   |
|                   | 32 |     | Pettigrew, Michel, Canadian citizen, in Le Grand-Saconnex      | member             | joint signature of two |   |
| 32                |    |     | Saunders, Ingelise, Danish citizen, in Skorpng (DK)           | member             | joint signature of two |   |
| 32                |    |     | Trippel, Jean-Philippe, of Chzard-Saint-Martin, in Zurich     | member             | joint signature of two |   |
| 32                |    |     | Dynnes Hansen, Jakob, Danish citizen, in Basel                 | director           | joint signature of two |   |
| 32                |    |     | Ernst & Young AG, in Basel (CH-2703.012.140-6)                 | auditors           | joint signature of two |   |

Liestal, December 11, 2007 at 2:33 PM

This extract from the Commercial Register of the Canton is not valid without the original authentication on the left. It contains all of the current entries applicable to this company and any deleted entries. This extract was issued prior to publication in the Swiss Commercial Register Office Gazette and after approval of the last entry by the Confederation Office for the Commercial Register.



Authenticated  
Extract

Commercial Registrar  
of the Canton of Basel-Landschaft  
(signature)



## Handelsregister Kanton Basel-Landschaft - Hauptregister

| Firmennummer       | Nachregister       | Eintragung | Löschung | Übertrag<br>von: | 1 |
|--------------------|--------------------|------------|----------|------------------|---|
| CH-280.3.000.990-0 | Aktiengesellschaft | 28.08.1997 |          | auf:             |   |



Alle Eintragungen

| Ref | LS | Firma                                    | Ref | Sitz           |
|-----|----|--|-----|----------------|
| 1   |    | Amplida                                  | 1   | Münsterstrasse |
| 2   |    | AMPLIDA AG                               | 20  | Reinach St.    |
| 32  |    | (AMPLIDA AG) (AMPLIDA AG)                |     |                |
| 32  |    | Nyolva Holding SA                        |     |                |
| 32  |    | (Nyolva Holding AG) (Nyolva Holding LTD) |     |                |

| Ref | Aktienkapital (CHF) | Liberalisierung (CHF) | Aktien-Stückelung  | Ref | Adresse der Firma  |
|-----|---------------------|-----------------------|--|-----|--|
| 1   | 100'000.-           | 100'000.-             | 10'000 Nennaktien zu CHF 10.-  | 1   | Bühnenstrasse 36   |
| 2   | 336'000.-           | 336'000.-             | 33'600 Nennaktien zu CHF 10.- und<br>33'600 Nennaktien zu CHF 10.-<br>(Vorzugsaktien)  | 20  | 4153 Münsterstrasse<br>Duggingerstrasse 23<br>4153 Reinach |
| 6   | 462'350.-           | 462'350.-             | 46'235 Nennaktien zu CHF 10.- und<br>36'135 Nennaktien zu CHF 10.-<br>(Vorzugsaktien)  |     |  |
| 7   | 466'600.-           | 466'600.-             | 46'660 Nennaktien zu CHF 10.- und<br>36'140 Nennaktien zu CHF 10.-<br>(Vorzugsaktien)  |     |  |
| 8   | 1'000'170.-         | 1'000'170.-           | 10'001 Nennaktien zu CHF 10.-<br>36'135 Nennaktien zu CHF 10.-<br>(Vorzugsaktien A) und 55'537 Nenn-<br>aktien zu CHF 10.- (Vorzugs-<br>aktien B)  |     |  |
| 12  | 1'652'640.-         | 1'652'640.-           | 16'526 Nennaktien zu CHF 10.-<br>36'135 Nennaktien zu CHF 10.-<br>(Vorzugsaktien A) und 55'537 Nenn-<br>aktien zu CHF 10.- (Vorzugsaktien<br>B) und 62'947 Nennaktien zu<br>CHF 10.- (Vorzugsaktien C) |     |  |
| 13  |                     |                       | 556'450 Nennaktien zu CHF 0.00<br>36'14750 Nennaktien zu CHF 0.00<br>(Vorzugsaktien A)   |     |  |
|     |                     |                       | 3'277'850 Nennaktien zu CHF 0.00<br>(Vorzugsaktien B) und<br>3'247'360 Nennaktien zu CHF 0.00<br>(Vorzugsaktien C)   |     |  |
| 14  | 1'809'115.00        | 1'809'115.00          | 515'350 Nennaktien zu CHF 0.00<br>3'236'450 Nennaktien zu CHF 0.00<br>(Vorzugsaktien A)  |     |  |
|     |                     |                       | 3'277'850 Nennaktien zu CHF 0.00<br>(Vorzugsaktien B) und<br>3'199'420 Nennaktien zu CHF 0.00<br>(Vorzugsaktien C)   |     |  |
| 15  | 3'179'392.00        | 3'179'392.00          | 577'600 Nennaktien zu CHF 0.00<br>3'121'750 Nennaktien zu CHF 0.00<br>(Vorzugsaktien A)  |     |  |
|     |                     |                       | 3'277'850 Nennaktien zu CHF 0.00<br>(Vorzugsaktien B) und<br>5'179'475 Nennaktien zu CHF 0.00<br>(Vorzugsaktien C)   |     |  |
| 18  | 3'274'392.00        | 3'274'392.00          | 3'649'125 Nennaktien zu CHF 0.00   |     |  |
| 22  | 3'634'392.00        | 3'634'392.00          | 10'071'850 Nennaktien zu CHF 0.00  |     |  |
| 23  | 3'776'646.00        | 3'776'646.00          | 10'069'420 Nennaktien zu CHF 0.00  |     |  |
| 25  | 3'787'030.00        | 3'787'030.00          | 10'066'450 Nennaktien zu CHF 0.00  |     |  |
| 27  | 4'018'000.00        | 4'018'000.00          | 10'064'104 Nennaktien zu CHF 0.00  |     |  |
| 32  | 27'708'118.00       | 27'708'118.00         | 138'930'594 Nennaktien zu CHF 0.00   |     |  |
| Ref | FS-Kapital (CHF)    | Liberalisierung (CHF) | Partizipationsproben   | Ref | Postadresse  |



| Ref | LS | Zweck   | Ref | Postadresse |
|-----|----|---|-----|-------------|
| 1   | 32 | Forschung und Entwicklung von Medikamenten, deren Vermarktung sowie die<br>in diesem Zusammenhang stehenden Aktivitäten.  |     |             |
| 32  |    | Zweck der Gesellschaft ist das Halten von Beteiligungen sowie die<br>Forschung und die Entwicklung von Medikamenten, deren Vermarktung sowie<br>die in diesem Zusammenhang stehenden Aktivitäten. Die Gesellschaft kann<br>alle mit ihrem Zweck oder der Anlage ihrer Mittel direkt oder indirekt in<br>Verbindung stehenden Geschäfte vornehmen. Die Gesellschaft kann<br>Eveigniederlassungen im In- und Ausland errichten, sich an anderen<br>Gesellschaften beteiligen oder mit diesen fusionieren. Die Gesellschaft<br>kann Liegenschaften erwerben, halten und verkaufen. |     |             |

Liestal, 11.12.2009 16:33

Fortsetzung auf der folgenden Seite 2



## Handelsregister Kanton Basel-Landschaft - Hauptregister

|                    |                   |            |   |
|--------------------|-------------------|------------|---|
| CH-260.3.000.990-0 | Evolve Holding SA | Reinach BL | 2 |
|--------------------|-------------------|------------|---|

## Alle Eintragungen

| Sl | Lo | Bemerkungen  | Ref | Statutendatum |
|----|----|--|-----|---------------|
| 1  | 8  | Die Mitteilungen der Gesellschaft an die Aktionäre erfolgen schriftlich oder durch Publikation im SRAB.  | 1   | 23.07.1997    |
| 1  | 1  | Die Übertragbarkeit der Namensaktien ist nach Massgabe der Statuten beschränkt.  | 2   | 23.07.1998    |
| 2  | 3  | Die Vorzugsaktien gewähren Vorrechte bezüglich Liquidationserlöse gemäss Statuten.   | 6   | 09.12.1999    |
| 2  | 8  | Die Vorzugsaktien gewähren Vorrechte bezüglich Liquidationserlöse und Bezug neuer Aktien gemäss Statuten.  | 7   | 25.05.2000    |
| 8  | 10 | Die Mitteilungen der Gesellschaft an die Aktionäre erfolgen durch ein geschriebenes Brief.   | 8   | 20.09.2000    |
| 8  | 12 | Die Vorzugsaktien A- und B-gewähren Vorrechte bezüglich Liquidationserlöse und Bezug neuer Aktien gemäss Statuten.   | 12  | 06.04.2002    |
| 12 | 10 | Die Vorzugsaktien A- und B-gewähren Vorrechte bezüglich Liquidationserlöse und Bezug neuer Aktien gemäss Statuten.   | 12  | 06.04.2002    |
| 18 | 10 | Die Mitteilungen der Gesellschaft an die Aktionäre erfolgen durch Publikation im SRAB.   | 13  | 16.07.2004    |
| 27 | 10 | Geschuldete Kapitalerhöhung im Umfang von CHF 220'000.-- und bedingte Kapitalerhöhung im Umfang von CHF 111'610.40.  | 14  | 22.09.2004    |
| 32 | 10 | Die Generalversammlung hat mit Beschluss vom 26.11.2009 eine bedingte Kapitalerhöhung sowie eine geschuldete Kapitalerhöhung gemäss näherer Umschreibung in den Statuten eingeführt. | 15  | 19.10.2004    |
|    |    |  | 17  | 08.04.2006    |
|    |    |  | 18  | 08.04.2006    |
|    |    |  | 19  | 03.05.2005    |
|    |    |  | 20  | 19.07.2006    |
|    |    |  | 22  | 22.03.2007    |
|    |    |  | 23  | 22.03.2007    |
|    |    |  | 24  | 08.05.2007    |
|    |    |  | 25  | 10.08.2007    |
|    |    |  | 27  | 01.04.2008    |
|    |    |  | 28  | 07.05.2008    |
|    |    |  | 32  | 26.11.2009    |
|    |    |  | 32  | 11.12.2009    |

| Sl | Lo | Bemerkungen   | Ref | Publikationsorgan |
|----|----|---|-----|-------------------|
| 1  | 2  | Schlichtungssache betreffend: Die Gesellschaft beobachtet, nach der Gründung ein Patent bezüglich Identifikation und Entwicklung von Nomenen des bakteriellen Phosphotransfersystems (PTS) als antibakterielle Verbindung bzw. die Rechte und Pflichten aus einem Lizenzvertrag betreffend der Entwicklung der antibakteriellen Verbindung X-1 zum Preis von CHF 100'000.-- zu übernehmen.  | 1   | SRAB              |
| 2  | 2  | Die Gesellschaft übernimmt in Realisierung der bei der Gründung vom 23.07.1997 geäusserten Absicht, ein Patent bezüglich Identifikation und Entwicklung von Nomenen des bakteriellen Phosphotransfersystems (PTS) als antibakterielle Verbindung bzw. die Rechte und Pflichten aus einem Lizenzvertrag betreffend der Entwicklung der antibakteriellen Verbindung X-1 zum Preis von CHF 100'000.-- zu übernehmen.   |     |                   |
| 15 | 2  | Sacheinlage: Die Gesellschaft übernimmt bei der Kapitalerhöhung vom 13.10.2004 gemäss Sacheinlagevertrag vom 08., 11., 12. und 13.10.2004 insgesamt 4'111'503 Namensaktien zu CHF 1.-- der "Omnia A/B", in Kopenhagen (DK), wofür 1'065'030 Namensaktien zu CHF 0.20 (Vorzugsaktien C) ausgegeben werden.   |     |                   |
| 28 | 2  | Sacheinlage: Die Gesellschaft übernimmt bei der Kapitalerhöhung vom 10.08.2007 gemäss Sacheinlagevertrag vom 10.08.2007 108'751 Namensaktien zu CHF 1.-- und 200'000 Namensaktien A zu CHF 2.-- (Vorzugsaktien) der "TWT Medical AG", in Reinach BL (CH-260.3.006.432-0), zum Preis von CHF 2'030'252.20, wofür 52'820 Namensaktien zu CHF 0.20 ausgegeben und CHF 2'007'698.20 als Agio den Reserven gutgeschrieben werden. Bei Eintritt gewisser Bedingungen werden zusätzliche Zahlungen an die Sacheinleger in der Höhe von maximal CHF 55'000'000.-- fällig. |     |                   |
| 32 | 2  | Sacheinlage: Die Gesellschaft übernimmt bei der ordentlichen Kapitalerhöhung vom 11.12.2009 gemäss Sacheinlagevertrag vom 11.12.2009 sämtliche 310'477 Namensaktien zu CHF 20.-- der "Evolve AG", in Allschwil (CH-170.3.027.314-6), wofür 127'836'400 Namensaktien zu CHF 0.20 ausgegeben werden.  |     |                   |



| Sl | Lo | Zweigniederlassung | Sl | Lo | Zweigniederlassung | Sl | Lo | Zweigniederlassung | Sl | Lo | Zweigniederlassung |
|----|----|--------------------|----|----|--------------------|----|----|--------------------|----|----|--------------------|
|    |    |                    |    |    |                    |    |    |                    |    |    |                    |



## Handelsregister Kanton Basel-Landschaft - Hauptregister

|                    |                   |             |   |
|--------------------|-------------------|-------------|---|
| EX-200,9,000,550-0 | Evolve Holding PA | Unincorp PA | 2 |
|--------------------|-------------------|-------------|---|

### Alle Eintragungen

| Alle Eintragungsm |     |       |            |       |            |       |     |       |          |            |            |                   |   |
|-------------------|-----|-------|------------|-------|------------|-------|-----|-------|----------|------------|------------|-------------------|---|
| Sei               | Ref | TR-Nr | TR-Datum   | SHAD  | SHAD-Datum | Seite | Ref | TR-Nr | TR-Datum | SHAD       | SHAD-Datum | Seite             |   |
| AC                | 1   | 3358  | 18.08.1997 | 155   | 29.08.1997 | 8355  | XU  | 18    | 1803     | 03.06.2005 | 89         | 20.06.2005        | 5 |
| AC                | 2   | 2783  | 27.07.1998 | 146   | 31.07.1998 | 5309  | XU  | 19    | 2599     | 23.06.2005 | 124        | 29.06.2005        | 6 |
| AC                | 3   | 3040  | 17.08.1998 | B 103 | 21.08.1998 | 5791  | XU  | 20    | 3764     | 21.08.2005 | 164        | 28.08.2005        | 4 |
| XU                | 4   | 1003  | 19.04.1999 | 78    | 23.04.1999 | 2649  | RS  | 21    | 6285     | 19.09.2006 | 185        | 25.09.2006        | 4 |
| XU                | 5   | 3103  | 23.08.1999 | 166   | 27.08.1999 | 5876  | TC  | 22    | 1394     | 23.03.2007 | 62         | 29.03.2007        | 2 |
| XU                | 6   | 4572  | 09.12.1999 | 244   | 16.12.1999 | 8430  | TC  | 23    | 1469     | 25.03.2007 | 66         | 04.04.2007        | 3 |
| XU                | 7   | 3003  | 28.06.2000 | 120   | 04.07.2000 | 4317  | TC  | 24    | 2593     | 08.06.2007 | 113        | 14.08.2007        | 4 |
| XU                | 8   | 4433  | 29.08.2000 | 194   | 05.10.2000 | 6004  | XU  | 25    | 3032     | 10.08.2007 | 157        | 16.08.2007        | 4 |
| XU                | 9   | 4087  | 15.08.2001 | 140   | 23.08.2001 | 6804  | RA  | 26    | 4877     | 00.10.2007 | 198        | 12.10.2007        | 4 |
| XU                | 10  | 4005  | 83.09.2002 | 177   | 27.09.2002 | 5     | TC  | 27    | 1529     | 01.04.2008 | 66         | 07.04.2008        | 4 |
| RS                | 11  | 4727  | 03.11.2002 | 215   | 07.11.2002 | 4     | RA  | 28    | 4131     | 08.05.2008 | 92         | 18.06.2008        | 6 |
| AC                | 12  | 1985  | 07.05.2004 | 92    | 13.05.2004 | 4     | TC  | 29    | 3541     | 24.07.2008 | 148        | 30.07.2008        | 5 |
| BC                | 13  | 3490  | 12.08.2004 | 153   | 10.08.2004 | 4     | XU  | 30    | 1060     | 10.04.2009 | 31         | 16.02.2009        | 7 |
| XU                | 14  | 4090  | 23.09.2004 | 109   | 29.09.2004 | 5     | TC  | 31    | 2857     | 13.05.2009 | 95         | 19.05.2009        | 5 |
| XU                | 15  | 9385  | 24.10.2004 | 204   | 20.10.2004 | 4     | TC  | 32    | 7539     | 11.12.2009 |            | (Gemeinsame SHAD) |   |
| BC                | 16  | 4837  | 11.11.2004 | 224   | 17.12.2004 | 4     |     |       |          |            |            |                   |   |
| VC                | 17  | 1565  | 19.04.2005 | 79    | 25.04.2005 | 4     |     |       |          |            |            |                   |   |

|                             |                           |                               |                           |
|-----------------------------|---------------------------|-------------------------------|---------------------------|
| 1. Präsident(in) des VR     | VR = Verwaltungsrat       | GP = Geschäftsstellenrat (in) | BU = Buchungsschrift      |
| 2. Vizepräsident(in) des VR | Idgq Liquidator (in)      | b.g. beauftragt auf           | KL = Kollektivtextschrift |
| 3. Delegierter (in) des VR  | GD = Generaldirektor (in) | AS = Amtsst.                  | KP = Kollektivprokura     |
| 4. Mitglied des VR          | D = Diszitor (in)         | EW = Zweigliederung           | SP = Stellvertreter (in)  |
| 5. Beauftragter (in)        | V = Vizepräsident (in)    | SB = Zeichnungsberechtigt     |                           |
| 6. Geschäftsleitung         | Dir = Direktion           |                               |                           |

| № | № | №  | Personenname                 | Funktion | Zeichnungsart |
|---|---|----|------------------------------|----------|---------------|
| 1 | 1 | 1  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 2  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 3  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 4  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 5  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 6  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 7  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 8  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 9  | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 10 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 11 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 12 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 13 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 14 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 15 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 16 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 17 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 18 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 19 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 20 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 21 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 22 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 23 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 24 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 25 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 26 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 27 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 28 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 29 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |
| 1 | 1 | 30 | Waldmann, Dr. Adolf, von ... | Mitglied | 100-100-100   |

Winstan, 11.12.2009 14:33

Fortsetzung auf der folgenden Seite 4



## Handelsregister Kanton Basel-Landschaft - Hauptregister

|                    |                   |            |   |
|--------------------|-------------------|------------|---|
| CH-270.3.000.580-0 | Evulva Holding SA | Reinach BL | 6 |
|--------------------|-------------------|------------|---|

## Alle Eintragungen

| St. | Nr. | Id. | Personalangaben   | Funktion            | Zeichnungsart |
|-----|-----|-----|---|---------------------|---------------|
| 24  | 28  | 28  | Selam, Dr. Elia, britischer und israelischer Staatsangehöriger, in Reinach BL | Vorsitzender des GS | KU zu zweien  |
| 25  | 32  | 32  | Bräwoldinger, Dr. Guy, luxemburgischer Staatsangehöriger, in Hofstetten       | Vizepräsident       | KU zu zweien  |
| 26  | 30  | 30  | Selam, Dr. Elia, britischer und israelischer Staatsangehöriger, in Reinach BL | Mitglied            | KU zu zweien  |
| 28  | 32  | 32  | Schnee, Elmar, von St. Gallen, in Mont-sur-Rolle                              | Mitglied            | ohne GS       |
| 28  | 32  | 32  | Reber, Dr. Willy, deutscher Staatsangehöriger, in Wädenswil                   | Vorsitzender des GS | KU zu zweien  |
| 29  | 31  | 31  | Müller, Barbara, von Büschwil, in Allschwil                                   |                     | KU zu zweien  |
| 29  | 32  | 32  | Miesmann, Salma, deutsche Staatsangehörige, in Hofstetten                     |                     | KU zu zweien  |
| 32  |     |     | Bohlich, Prof. Dr. Erich, deutscher Staatsangehöriger, in Otterbach (DE)      | Präsident           | KU zu zweien  |
| 32  |     |     | Goldsmith, Phil, britischer Staatsangehöriger, in Dolémont                    | Delegierter         | KU zu zweien  |
| 32  | 32  | 32  | Lamotte, Dr. André, von Basel, in Bay   | Mitglied            | KU zu zweien  |
| 32  |     |     | Willet, Jacques, französischer Staatsangehöriger, in Pourqueux (ZU)           | Mitglied            | KU zu zweien  |
| 32  | 32  | 32  | Settigrew, Michel, kanadischer Staatsangehöriger, in Le Grand-Saconnar        | Mitglied            | KU zu zweien  |
| 32  |     |     | Saunders, Ingelise, dänische Staatsangehörige, in Skovping (DK)               | Mitglied            | KU zu zweien  |
| 32  |     |     | Tripet, Jean-Philippe, von Chézard-Saint-Martin, in Zürich                    | Mitglied            | KU zu zweien  |
| 32  |     |     | Dynnes Hansen, Jakob, dänischer Staatsangehöriger, in Basel                   | Direktor            | KU zu zweien  |
| 32  |     |     | Ernst & Young AG, in Basel (CH-270.3.012.140-5)                               | Revisionsstelle     |               |

Basel, 11.12.2009 14:33

Dieser Auszug aus dem kantonalen Handelsregister hat ohne die nebenstehende Originalbeglaubigung keine Gültigkeit. Er enthält alle gegenwärtig für diese Firma gültigen Eintragungen sowie allfällige gestrichenen Eintragungen. Dieser Auszug wurde vor Publikation im Schweizerischen Handelsanbalt und nach Genehmigung der letzten Eintragung durch das Eidg. Amt für das Handelsregister ausgestellt.



Beglaubigter

Auszug

Handelsregister des  
Kanton Basel-Landschaft